

1 rescheduled for January 20, 2009. In support thereof, the parties would show the Court the
2 following:

3 1. This case has been on appeal to the United States court of Appeals for the Ninth
4 Circuit.

5 2. Recently, the United States court of Appeals for the Ninth Circuit ruled that the notice
6 of appeal was untimely and remanded this case.

7 3. Counsel for the parties have met and conferred and agreed that additional time is
8 necessary to enable counsel to contact parties and witnesses to determine their availability for trial
9 prior to proposing a trial date to the Court.

10 Accordingly, the parties respectfully request that this Court reschedule the Case Management
11 Conference for January 20, 2009.

12

13 **RESPECTFULLY SUBMITTED.**

14 **Dated: December 5, 2008**

EDMUND G. BROWN, JR, Attorney General
of the State of California

15
16 /s/ Terry Senne
17 **TERRY SENNE**
18 **Attorneys for Defendants**

19 **Dated: December 5, 2008**

LAW OFFICES OF LAWRENCE J. KING

20 **By:** /s/ Lawrence J. King
LAWRENCE J. KING
21 **Attorney for Plaintiff**

22 **ORDER**

23 Having reviewed the parties stipulation and finding good cause therefor, the Court hereby
24 GRANTS the parties request and reschedules this case for a Case Management Conference to be
25 held on January 20, 2009 at 2:00 p.m.

26 **IT IS SO ORDERED.**

27 **12/5**



1 Dated: _____, 2008

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The Honorable Claudia Wilken
United States District Judge